

**LUMPKIN COUNTY
BOARD OF COMMISSIONERS
Regular Meeting Agenda
Lumpkin County Park & Recreation Community Center
Heritage Room
365 Riley Road
Dahlonega, Georgia**

**April 15, 2010
6:00 P.M.**

***AS AMENDED**

I. CALL TO ORDER

Chairman Raber

II. INVOCATION

III. APPROVAL OF AGENDA

IV. PROCLAMATION

- National Donate Life Month

V. APPROVAL OF MINUTES

- March 18, 2010 Regular Meeting 6:00 p.m.
- April 1, 2010 Public Hearing 8:45 a.m.
- April 1, 2010 Work Session 9:00 a.m.
- April 1, 2010 Special Called Meeting *Immediately Following 9 am Work Session*
- April 12, 2010 Special Called Meeting 7:00 p.m.

VI. REPORTS

- Department reports are on file in the Board of Commissioners Office
- Elected Officials
- Chamber of Commerce
- SPLOST Management – *Kevin Hamby*

VII. RESOLUTIONS

- 2010-22 Authorizing Workers' Compensation Coverage for Lumpkin County Sheriff's Office Reserve Officers (*Human Resources Fran Sullens*)
- 2010-23 Blackburn Park Concept Plan Committee (*candidate Gary Garrett*)
- 2010-24 Dog Park Committee (*candidates- Chairman Commissioner Scott, Alan Roach, Jane Mullinax, Sandy Steele, Lyndal Caldwell and Brenda Norrell*)

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VIII. CONTRACTS/AGREEMENTS

- Sturgis Web Services – Consulting Services for online tax payments. *(Tax Commissioner Rachel Pruitt)*
- Certificate of County Commissioners for Insolvent Tax F.I.F.A.'S and Allowances for Errors and Defaulters Relieved *(Tax Commissioner Rachel Pruitt)*
- Georgia Secretary of State Uniform Voting System Intergovernmental Agreement Second Amendment *(Elections Kim Pruitt)*
- Department of Transportation Section 5311 ARRA Funding – One 12-15 passenger vehicle & one wheelchair lift *(Transit System Don Seabolt)*
- Georgia Mountains Regional Commission – Contract for CDBG Health Department Project *(Grants Mark French)*
- Enotah Judicial Circuit - Recovery Act JAG Grants *(Grants Mark French)*
 - City of Cleveland, GA - Memorandum of Understanding
 - City of Helen, GA - Memorandum of Understanding
 - Towns County, GA - Memorandum of Understanding
 - Union County, GA - Memorandum of Understanding
 - White County, GA - Memorandum of Understanding
- Canoe Georgia, Inc., d/b/a Appalachian Outfitters c/o Ben LaChance - Canoe Launch Sublease Lumpkin County/U.S. Army Corps of Engineers (Auraria Park) *(Planning Larry Reiter)*
- Windstream/Standard Telephone Fiber Lines *(SPLOST Mgmt. Kevin Hamby)*
- Presidio Networked Solutions, Inc. - Telephone/Network *(SPLOST Mgmt. Kevin Hamby)*
- X-Ray Machine *(SPLOST Mgmt. Kevin Hamby)*
- City of Dahlonega – Utility Easement Riley Road *(County Manager Stan Kelley)*

IX. LETTERS

- Request for Special Event Letter – Three Sisters Vineyard/Georgia Wine Country Festival *(County Clerk Ruth Bohac)*

X. OTHER ITEMS

- Lumpkin County Water & Sewerage Authority - Lake Allatoona/Upper Etowah River Watershed Partnership *(Planning Larry Reiter)*
- Land & Water Conservation Fund Grant Program *(Grants Mark French)*
- Board of Commissioner Committee Assignments *(Chairman Raber)*
- *Justice Center Move Proposals

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XI. COMMENTS

- COUNTY MANAGER
- CHAIRMAN
- COMMISSIONER
- COUNTY ATTORNEY
- PUBLIC

XII. ANNOUNCEMENTS

XIII. ADJOURN

Chairman Raber

FUTURE MEETINGS:

May 2010

- ❖ Work Session – Park & Rec. Community Center
- ❖ Board Meeting – Park & Rec. Community Center

May 6, 2010 at 9:00 am

May 20, 2010 at 6:00 pm

June 2010

- ❖ Work Session – Park & Rec. Community Center
- ❖ Board Meeting – Park & Rec. Community Center

June 3, 2010 at 9:00 am

June 17, 2010 at 6:00 pm

July 2010

- ❖ Work Session – Park & Rec. Community Center
- ❖ Board Meeting – Park & Rec. Community Center

July 1, 2010 at 9:00 am

July 15, 2010 at 6:00 pm

**MINUTES OF THE REGULAR MEETING
OF THE LUMPKIN COUNTY BOARD OF COMMISSIONERS**

April 15, 2010

CALL TO ORDER

Chairman Raber called the meeting to order in the Park and Recreation Community Center Heritage Room at 6:05 p.m. Present were John Raber, Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle.

INVOCATION

Commissioner Bowden led the invocation which was followed by the pledge of allegiance led by Chairman Raber.

APPROVAL OF AGENDA

Motion: Commissioner Stowers made a motion to amend the agenda by adding the Justice Center Move Proposals under "Other Items". This motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.

Motion: Commissioner Scott moved to include an up or down vote on The McDonald House to "Other Items". The motion was seconded by Clarence Grindle. Commissioners Scott, Bowden, Stowers and Grindle approved the motion and the motion carried.

Motion: Commissioner Bowden made a motion to approve the amended agenda which was seconded by Clarence Stowers. Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.

PROCLAMATION

National Donate Life Month

Chairman Raber read this proclamation which supports April 2010 as Donate Life Month in Lumpkin County to honor all those who made the decision to give the gift of life and encourage others to do so.

Motion: Commissioner Stowers moved to approve this proclamation. The motion was seconded by Bill Scott and approved by all district commissioners. Motion carried.

APPROVAL OF MINUTES

March 18, 2010 Regular Meeting 6:00 p.m.

April 1, 2010 Public Hearing 8:45 a.m.

April 1, 2010 Work Session 9:00 a.m.

April 1, 2010 Special Called Meeting Immediately Following 9 am Work Session

April 12, 2010 Special Called Meeting 7:00 p.m.

Motion: Commissioner Stowers made a motion to approve these minutes by acclamation and Clarence Grindle provided a second to the motion. All district commissioners approved the motion and the motion carried.

REPORTS

Department reports are on file in the Board of Commissioners Office

Elected Officials

Chamber of Commerce

SPLOST Management – Kevin Hamby

RESOLUTIONS

2010-22 Authorizing Workers' Compensation Coverage for Lumpkin County Sheriff's Office Reserve Officers

This resolution will provide reserve officers with the same Workers' Compensation benefits as those provided to other county employees.

***Motion:** Commissioner Stowers made a motion to approve Resolution 2010-22 which was seconded by Clarence Grindle and approved by Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle. Motion carried.*

2010-23 Blackburn Park Concept Plan Committee (candidate Gary Garrett)

This resolution appoints a second citizen member to the Blackburn Park Concept Plan Committee, a committee that will study the history of the park, current uses of the park and surrounding area, the needs of the citizens of Lumpkin County, the potential and future uses of the lands and will make recommendations to the board of commissioners on an advisory basis as to its use.

***Motion:** Commissioner Bowden moved to approve Resolution 2010-23. The motion was seconded by Bill Scott and approved by Commissioners Scott, Bowden, Stowers and Grindle. Motion carried.*

2010-24 Dog Park Committee

This resolution provides for a committee of limited term, expiring October 31, 2010, to consider the feasibility of a Dog Park for Lumpkin County citizens and to provide an analysis of various sites which could be used for such purpose. Members are as follows: Chairman Commissioner Scott, Alan Roach, Jane Mullinax, Sandy Steele, Lyndal Caldwell and Brenda Norrell.

***Motion:** A motion was made by Commissioner Stowers, seconded by Clarence Grindle. The motion was approved by all district commissioners. Motion carried.*

CONTRACTS/AGREEMENTS

Sturgis Web Services – Consulting Services for online tax payments

This proposal and contract was revised in response to questions and comments from the board.

Term: April 15, 2010 - Recurring Expense with no one time development.

Amount: \$400.00/mo

***Motion:** Commissioner Stowers made a motion to approve this contract which was seconded by Tim Bowden. All district commissioners approved the motion and the motion carried.*

Certificate of County Commissioners for Insolvent Tax FI.FA.'S and Allowances for Errors and Defaulters Relieved

This certificate asserts that no property can be found upon which to levy taxes for certain 2009 defaulters.

Term: 2009

Amount: \$17,990.43 credit due County; 604.09 due State

***Motion:** Commissioner Scott moved to approve a Certificate for Insolvent Tax FI.FA's and allowance for errors and defaulters relieved. The motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.*

Georgia Secretary of State Uniform Voting System Intergovernmental Agreement Second Amendment

This agreement allows the county to replace aging election equipment as needed.

***Motion:** A motion was made by Commissioner Bowden to approve this amendment. The motion was seconded by Bill Scott and approved by all district commissioners. Motion carried.*

Department of Transportation Section 5311 ARRA Funding

This application for funding is for one 12-15 passenger vehicle & one wheelchair lift.

Term: Items must be purchased by December 31, 2012

Amount: \$0.00 (Funds do not need to be matched)

Motion: Commissioner Stowers made a motion to approve this application which was seconded by Clarence Grindle. Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.

Georgia Mountains Regional Commission – Contract for CDBG Health Department Project

This agreement extends the current grant administration contract for the Health Department Project.

Term: March 23, 2010 – March 23- 2013

Amount: No additional cost

Motion: Commissioner Grindle moved to approve the extension of the current GMRC grant administration agreement. The motion was seconded by Clarence Stowers. Commissioners Scott, Bowden, Grindle and Stowers approved the motion. Motion carried.

Enotah Judicial Circuit - Recovery Act JAG Grants

City of Cleveland, GA - Memorandum of Understanding

City of Helen, GA - Memorandum of Understanding

Towns County, GA - Memorandum of Understanding

Union County, GA - Memorandum of Understanding

White County, GA - Memorandum of Understanding

These agreements establish the responsibilities of each agency related to the administration of Recovery Act – JAG Subgrants #B82-8-228 and #B82-8-230.

Motion: A motion was made by Commissioner Stowers and seconded by Clarence Grindle to approve the Memorandum of Understanding Agreements for the Enotah Judicial Circuit Recovery Act JAG Grant. All district commissioners approved the motion and the motion carried.

Canoe Georgia, Inc. d/b/a Appalachian Outfitters Ben LaChance - Canoe Launch Sublease Lumpkin

County/U.S. Army Corps of Engineers (Auraria Park)

This sublease allows commercial enterprise to use the premises primarily for launch and pickup of watercraft and parties using the river for recreational purposes.

Term: January 1, 2010 – December 31, 2010

Amount: \$4,000.00 or in kind capital improvements approved at sole discretion of County/Lessor

Planning & Public Works Director Larry Reiter said Huck Finn does not have a sublease in compliance with our agreement with the Corps of Engineers.

Motion: Commissioner Scott moved to approve the sub-lease with Canoe Georgia, Inc. d/b/a/ Appalachian Outfitters Ben LaChance. The motion was seconded by Clarence Stowers and approved by all district commissioners approved. Motion carried.

Windstream/Standard Telephone Fiber Lines

This agreement is for equipment and telephone fiber lines for county buildings, to include the current Courthouse, new Justice Center, Animal Shelter, Maintenance Shop, Fire Station #3, Fire Station #4, and Recycling Center.

Term: 60 months

Amount: Internet Service \$3,221.00; Equipment \$90,098.00

The County Manager thanked Kevin Hamby for all the hard work he has done negotiating our rates.

Motion: Commissioner Stowers made a motion to approve the agreement with Windstream/Standard Telephone for fiber lines. The motion was seconded by Clarence Grindle and approved by Commissioners Scott, Bowden, Stowers and Grindle. Motion carried.

Presidio Networked Solutions, Inc. – Telephone & Voicemail System and Network

Complete Telephone & Voicemail System \$175,993.00

Network Systems \$214,204.50

Motion: A motion was made by Commissioner Scott and seconded by Clarence Stowers. District Commissioners Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle approved the motion and the motion carried.

X-Ray Machine

This purchase order is to Smith Detection, Inc. for an X-Ray Machine and related equipment for the new Justice Center.

Amount: \$30,262.00

Motion: A motion to approve the contract with Smith Detection, Inc. was made by Commissioner Scott. The motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.

City of Dahlonega – Utility Easement Riley Road

This utility easement is corrected to agree with exhibit "B" of the agreement approved 6/19/2009 for a utility easement across County property on Riley Road.

Motion: Commissioner Scott moved to approve this corrected Utility Easement, which was seconded by Clarence Stowers. Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle approved the motion and the motion carried.

LETTERS

Request for Special Event Letter – Three Sisters Vineyard/Georgia Wine Country Festival

This letter allows Three Sisters Vineyard to conduct their annual Georgia Wine Country Festival.

Motion: A motion was made by Commissioner Stowers to approve the letter to Three Sisters Vineyard. The motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.

OTHER ITEMS

Lumpkin County Water & Sewerage Authority - Lake Allatoona/Upper Etowah River Watershed Partnership

Commissioners Stowers stated that he wants the County Attorney to draft a response to the LAUE. Before forwarding the letter to Mr. Jones of LAUE he wants the draft to be reviewed by the board. Commissioner Stowers stated that in his view increasing stream buffers was a wrongful taking. He also said that increased stream buffers did not improve water quality in areas such as Lumpkin County.

Motion: Commissioner Stowers made a motion to allow the county attorney to draft a response to Mr. Jones of LAUE, stating Lumpkin County's position regarding the recommendations of the Partnership. This motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.

Land & Water Conservation Fund Grant Program

Grants Coordinator Mark French said this grant requires a one-for-one match. He said this match could be volunteer labor which must be with signed documentation from the volunteers. If that volunteer commitment was not met the county would have to make a monetary match. The grant requires that the money be spent within a park with a master plan.

Motion: A motion was made by Commissioner Bowden to reject this grant. A second was provided by Clarence Stowers. All district commissioners approved the motion and the motion so carried.

Board of Commissioner Committee Assignments (Chairman Raber)

Commissioner Bowden said he has stated previously that he wants to be sure we have the authority to ask these questions of authorities, boards and committees. He does not want us to overstep our bounds in this matter.

Motion: Commissioner Bowden made a motion to pursue this within the guidelines provided by the County Attorney. The motion was seconded by Bill Scott and approved by all district commissioners. Motion carried.

Justice Center Move Proposals

Only two responses to the RFP were received. One had technical problems and the other was unacceptable. Mr. Hamby said he wants us to reissue the RFP rejecting those received for the reasons stated.

***Motion:** A motion was made by Commissioner Bowden to reject the proposals. The motion was seconded by Clarence Stowers. All district commissioners approved the motion and it so carried.*

McDonald House

Commissioner Scott said he wants a vote from the board on a proposed fundraising effort during Gold Rush for the purpose of obtaining funds to stabilize the Captain McDonald House.

***Motion:** Commissioner Scott made a motion to pursue stabilizing McDonald House starting with a fundraising activity. This was seconded by Clarence Stowers. Commissioner Stowers then made a motion to amend the motion such that the fundraising fits all City and other requirements for Gold Rush activities. The amended motion was approved by all district commissioners. Motion carried.*

COMMENTS

COUNTY MANAGER

The County Manager had no comments.

CHAIRMAN

The Chairman announced that Tuesday, May 11 at 7:00 p.m. the Blackburn Park Concept Committee will hold a Public Hearing. He also said the Georgia Mountains Regional Commission will meet April 18 from 11:00 am – 4:00 p.m. at North Georgia Tech.

COMMISSIONER

Commissioner Stowers commented that several people have contacted him stating they have received a request for a 10% reduction of their budget. He pointed out, as he did to the callers, that this is not an example of an extended budget but a result of a lack of revenue.

Commissioner Bowden said he is not going to Savannah and will not attend any other ACCG conferences this year. He said he is not sure what we have in the budget for the remainder of the year but wonders if we can use some of that for repair of the gates at Blackburn Park.

Commissioner Bowden then commented upon the February 17, 2010 motion regarding the vote about locks at the Lumpkin County Sheriff's Office which are to be paid for from the general fund. He said he now understands that this has been interpreted as saying that the money would come from the Sheriff's Office rather than the County general fund. Commissioner Scott said he agrees with Commissioner Bowden.

Commissioner Stowers said he made the motion under discussion. He then explained what his motion meant and how funding works. Clarence Stowers said that what Commissioner Scott said is not correct. He pointed out that in the end it all did come out of the general fund. Commissioner Stowers said he understands the Sheriff's Office point of view. Commissioner Stowers then explained that the Board of Commissioners had not needed to vote on this matter but the Sheriff's Office came to the board and asked that it be voted on.

COUNTY ATTORNEY

The County Attorney had no comments.

PUBLIC

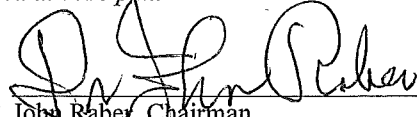
Tax Commissioner Rachel Pruitt thanked the board for the Donate Life Month Proclamation. She pointed out that her husband, Randy, had a kidney transplant 18 years ago and how important organ donation is to the lives of many.

ADJOURN

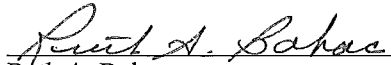
There being no further business Chairman Raber called for a motion to adjourn.

***Motion:** Commissioner Scott moved to adjourn the meeting which was seconded by Clarence Grindle. The motion was passed unanimously and the meeting was adjourned at 7:10 p.m.*

5/20/2010
Date


John Raber, Chairman
Lumpkin County Board of Commissioners

Attest:


Ruth A. Bohac
Clerk, Lumpkin County